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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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11 DAVID C. RIVERS,

12 Plaintiff,

2:04-cv-2524-GEB-EFB-P

13 vs.

14 E. ROSZKO, et al.,

15 Defendants.

ORDER

16 \_\_\_\_\_/  
17 Plaintiff, a state prisoner proceeding pro se, has filed this civil rights action  
18 seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate  
19 Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

20 On August 26, 2008, the magistrate judge filed findings and recommendations  
21 herein which were served on all parties and which contained notice to all parties that any  
22 objections to the findings and recommendations were to be filed within fifteen days from the date  
23 the findings and recommendations were served. Plaintiff has filed objections to the findings and  
24 recommendations.

25 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 72-  
26 304, this court has conducted a de novo review of this case. Having carefully reviewed the entire

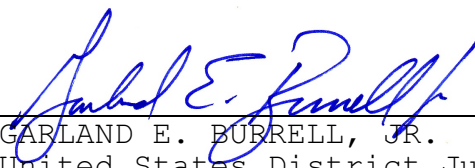
1 file, the court finds the findings and recommendations to be supported by the record and by  
2 proper analysis.

3 Accordingly, IT IS HEREBY ORDERED that:

- 4 1. The findings and recommendations filed August 26, 2008, are adopted in full;  
5 2. Defendants' February 11, 2008, motion for summary judgment is granted; and,  
6 3. The Clerk is directed to enter judgment in favor of all defendants and close the  
7 case.

8 So ordered.

9 Dated: September 26, 2008

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12 GARLAND E. BURRELL, JR.  
United States District Judge  
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